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22 **UNITED STATES DISTRICT COURT**

23 **DISTRICT OF NEVADA**

24 KONAMI GAMING, INC., a Nevada
25 corporation,

26 Plaintiff,

27 v.

28 MARKS STUDIOS, LLC d/b/a Gimmie
29 Games, a Georgia limited liability company,

30 Defendant.

31 CASE NO.: 2:14-cv-01485-JAD-CWH

32 Honorable Jennifer A. Dorsey
33 Magistrate Judge Carl W. Hoffman

34 **JOINT STATUS REPORT AND**
STIPULATION AND [PROPOSED]
ORDER REGARDING DISCOVERY

35 Pursuant to the Court's Minute Order dated November 3, 2015, Defendant MARKS
36 STUDIOS, LLC ("Marks Studios") and Plaintiff KONAMI GAMING, INC. ("Konami," and
37 collectively with Mark Studios, the "Parties") hereby file this Joint Status Report and
38 Stipulation and Order to extend discovery as requested below:

39 1. Status of this action, including any pending motions or other matters which
40 require this Court's attention.

41 On November 3, 2015, this Court ordered the parties to file a stipulation vacating the
42 dates associated with present discovery schedule outlined in the most recent Scheduling Order

1 (the court order is *Docket No. 110*). The Court further ordered the Parties to provide a status
 2 report within 30 days.

3 On November 10, 2015, the Parties filed a joint stipulation vacating the above-described
 4 dates pending the scheduling of Osamu Yoshimi's continued deposition, which this Court so-
 5 ordered on November 12, 2015 (*Docket No. 112*).

6 2. Action required to be taken by this Court.

7 At this time, the parties remain in discussions about the scheduling of Mr. Yoshimi's
 8 continued deposition, but, currently, Mr. Yoshimi is unable to travel to the United States before
 9 February 2016. Konami offered two potential dates in February, and Marks Studios accepted
 10 February 26, 2016. However, Mr. Yoshimi has indicated that he cannot confirm the February
 11 dates for certain until a later time. The parties therefore request additional time to allow Mr.
 12 Yoshimi to confirm his availability and allow the parties to submit a proposed schedule based
 13 on when Mr. Yoshimi's deposition is finally set. To this end, the parties request the Court set a
 14 deadline of January 22, 2016 for a next status report, at which point the parties should have
 15 finalized the scheduling of this deposition and agreed upon new dates for the remaining case
 16 schedule.

17 Dated: December 2, 2015

18 By: /s/ Nicholas J. Santoro

19 Nicholas J. Santoro (NBN 532)
 20 Jason D. Smith (NBN 9691)
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17 Dated: December 2, 2015

18 By: /s/ Patrick M. McCarthy

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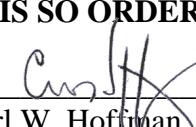
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23 *Attorneys for Plaintiff Konami Gaming, Inc.*

28 *Attorneys for Defendant Marks Studios, LLC*

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IT IS SO ORDERED:


Carl W. Hoffman
United States Magistrate Judge
DATED: December 3, 2015

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